

REMARKS

Applicant is now responding to the first Office Action in this case. Claims 1-26 are pending, and all claims are rejected. The independent claims are 1, 14, and 25. New claims 27-29 are merely means-plus-function claims corresponding to amended claims 14-17.

Independent claim 25 is rejected as anticipated by the IEEE publication to *Lemlouma* (January 2003). Independent claims 1 and 14 are rejected as obvious from *Lemlouma* in view of the 2003 publication of the Liberty Alliance Project (hereafter "*Liberty*").

Applicant notes that *Liberty* was disclosed in the Information Disclosure Statement (IDS) filed 10 February 2004. *Liberty* has also been incorporated by reference into the present application (see page 3, lines 13-15 of present application as originally filed).

Applicant also notes that *Lemlouma* was listed in an International Search Report (ISR) which Applicant disclosed in the IDS filed 19 August 2005. The ISR identified *Lemlouma* as an "A" reference (i.e. "not considered to be of particular relevance").

Applicant respectfully requests that the IDS filed on 19 August 2005 be signed and returned by the Examiner. Only the IDS filed 10 February 2004 has been signed and returned by the Examiner.

Non-statutory and Indefiniteness Rejections

Claims 2, 13, and 15 are now slightly amended to overcome the non-statutory and indefiniteness rejections. No new matter is introduced, and all amendments are fully supported by the specification as originally filed.

Lemlouma Does Not Suggest Present Amended Independent Claims

Sections 8 and 10 of the Office Action refer to Section 2 of *Lemlouma*, and in particular refer to *Lemlouma*'s description of a PDA device using HTTP protocol. Applicant respectfully submits that this discussion by *Lemlouma* is fundamentally different from the present claimed invention.

One of the major problems with the prior art is that profile information is often provided, even though it is not needed (see page 2, line 22 of present application as originally filed).

Lemluoma's description of a PDA is a perfect example: a PDA is requesting a GIF, and is using header fields to provide a description of the PDA's capabilities. The server did not request this information from the PDA, and most existing servers will not even use this information. Thus, the PDA has put the information into the header fields for no reason, and Figure 2 of *Lemluoma* shows what happens when the display capabilities are not taken into account by the server.

Claim 1 is now amended, by inserting a limitation of claim 3, in order to clarify that the profile information is provided "upon request" unlike the profile information in *Lemluoma's* PDA example. Applicant notes that *Lemluoma's* PDA device using HTTP protocol is not part of *Lemluoma's* invention, but rather is being cited by *Lemluoma* as prior art where "the client context wasn't usefully considered." *Lemluoma's* then provides a solution to that PDA problem

Regarding the limitation of claim 3 that is now inserted into the independent claims, the Office Action refers to the following passage from page 5 of *Lemluoma*:

"The server makes the reference to the document instance profile. According to its content, the server can retrieve – using the exchange protocol – the client resource profile [11] that corresponds to the resource used by the requested content. For example, the server retrieves the client resource profile of the WBMP images if the original requested document uses WBMP images. The server checks then if the resource (media or document) is supported by the client or not. In the positive case, the resource is sent directly to the client without any modification."

While this passage from *Lemluoma* may suggest retrieving profile information from a client, this passage also says that there should not be any optimization or enhancement of content.

Lemluoma is only directed at providing content without any modification, if the content is supported by the client. Present claim 1 is now amended to clarify that this aspect of *Lemluoma* is very different from the present claimed invention wherein the "enhanced content comprises content formatting that optimizes how the content is rendered." A similar limitation in present

claim 2 is now removed. These amendments are fully supported by the specification as originally filed, and introduce no new matter.

There is no suggestion in *Lemluoma* to optimize how content is rendered. *Lemluoma* merely addresses whether content can be modified so that it will be supported by the client.

- If the content can be supported by the client, then *Lemluoma* says there will be no modifications.
- If the content cannot be supported by the client, then *Lemluoma* says to try to adapt the content so that it can be supported by the client.
- If the content cannot be adapted, then *Lemluoma* says that the client is given a “negative reply concerning the requested resource,” so that the client does not receive the resource at all.

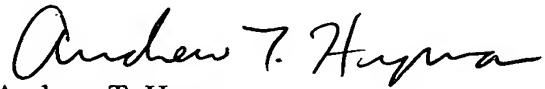
Thus, a person of ordinary skill in the art will understand that *Lemluoma* is not concerned with optimizing how content is rendered, but rather is concerned merely with whether content can be adapted to be minimally acceptable to a client.

CONCLUSION

In view of the allowability of the present amended independent claims, Applicant respectfully submits that the dependent claims should also be allowed. Applicant respectfully requests that the Examiner please contact Applicant’s attorney by telephone, if doing so might facilitate or expedite examination of the present application. It is submitted that early passage of the present claims to issuance would be appropriate according to the relevant statutes and regulations, in view of the novel and useful invention claimed by the present application.

USPTO Serial No. 10/775,833
Attorney Docket No. 944-004.043

Respectfully submitted,

A handwritten signature in black ink, reading "Andrew T. Hyman". The signature is fluid and cursive, with the first name "Andrew" being more prominent than the last name "Hyman".

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